

1 PHILLIP A. TALBERT  
United States Attorney  
2 PETER THOMPSON, HI 5890  
Acting Regional Chief Counsel, Region IX  
3 ELIZABETH LANDGRAF, CSBN 313184  
Special Assistant United States Attorney  
4 Social Security Administration  
160 Spear Street, Suite 800  
5 San Francisco, CA 94105  
Telephone: (510) 970-4828  
6 Facsimile: (415) 744-0134  
Elizabeth.Landgraf@ssa.gov  
7 Attorneys for Defendant

8  
9 UNITED STATES DISTRICT COURT  
10 EASTERN DISTRICT OF CALIFORNIA  
11 FRESNO DIVISION  
12

13  
14 TRACY ANN NAVARRETTE,

15 Plaintiff,

16 v.

17 KILOLO KIJAKAZI,  
Acting Commissioner of Social Security,

18 Defendant.  
19  
20

No. 1:21-cv-01468-BAM

**STIPULATION TO VOLUNTARY REMAND  
PURSUANT TO SENTENCE FOUR OF 42  
U.S.C. § 405(g) AND TO ENTRY OF  
JUDGMENT; ORDER**

21 IT IS STIPULATED by and between Plaintiff and Defendant Kilolo Kijakazi, Acting  
22 Commissioner of Social Security (“Defendant”), through their undersigned counsel of record, that  
23 the above-entitled action shall be remanded to the Commissioner of Social Security for further  
24 administrative proceedings.

25 Upon remand, the Office of Hearing Operations will remand the case to an Administrative  
26 Law Judge (“ALJ”) for a new decision and instruct the ALJ to re-evaluate the evidence of record.  
27  
28

1 The parties further request that the Court direct the Clerk of the Court to enter a final judgment in  
2 favor of Plaintiff, and against Defendant, reversing the final decision of the Commissioner.

3 This stipulation constitutes a remand under the fourth sentence of Section 205(g) of the  
4 Social Security Act, 42 U.S.C. § 405(g).

5 Respectfully submitted this 11th day of July 2022.

6 Respectfully submitted,

7 Dated: July 11, 2022

/s/ Melissa Newel\*

(\*as authorized via e-mail on July 11, 2022)

MELISSA NEWEL

Attorney for Plaintiff

10 PHILLIP A. TALBERT

11 United States Attorney

PETER THOMPSON

12 Acting Regional Chief Counsel, Region IX

Social Security Administration

13 Dated: July 11, 2022

14 By: /s/ Elizabeth Landgraf

ELIZABETH LANDGRAF

15 Special Assistant United States Attorney

Attorneys for Defendant

16 **ORDER**

17 Based upon the parties' Stipulation to Voluntary Remand Pursuant to Sentence Four of  
18 42 U.S.C. § 405(g) and to Entry of Judgment, and for cause shown, IT IS ORDERED that the  
19 above-captioned action is remanded to the Commissioner of Social Security for further  
20 proceedings pursuant to the Social Security Act § 205(g), as amended, 42 U.S.C. § 405(g),  
21 sentence four. On remand, the Appeals Council will remand the case to an administrative law  
22 judge (ALJ) for a new decision. The Clerk of the Court is directed to enter a final judgment in  
23 favor of Plaintiff, and against Defendant, reversing the final decision of the Commissioner.  
24 IT IS SO ORDERED.

25 Dated: July 12, 2022

/s/ Barbara A. McAuliffe

26 UNITED STATES MAGISTRATE JUDGE